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No. 85-1357

In The
Supreme Court of the United States
October Term, 1985

MICHAEL BRAUER,
Petitioner,

vs.

THE PEOPLE OF THE STATE OF COLORADO,
Respondent.

BRIEF OF RESPONDENT IN OPPOSITION TO PETITION FOR WRIT OF CERTIORARI TO THE SUPREME COURT OF THE STATE OF COLORADO

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ISSUES PRESENTED FOR REVIEW

1. Whether special and important reasons exist for the granting of a writ of certiorari in this case.

2. Whether the Colorado Supreme Court properly transferred petitioner to disability inactive status following his refusal to acknowledge its jurisdiction over his license to practice law and to comply with its orders.

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OPINIONS BELOW

Petitioner seeks review of the order of the Colorado Supreme Court transferring him to disability inactive status in *The People of the State of Colorado v. Michael Brauer,* Colorado Supreme Court No. 85 SA 182, an original action in disability. The order was entered on November 8, 1985 and is reproduced in the Petitioner's Appendix at pp. 87-88.

JURISDICTION

Jurisdiction is asserted under 28 U.S.C. 1257(3) (1982) and the United States Constitution.

APPLICABLE CONSTITUTIONAL PROVISIONS, STATUTES AND RULES

U.S. Sup. Ct. R. 17, 28 U.S.C., Appendix (1982).

Colo. Const. art. VI, sec. 21.

Colo. Rev. Stat. 12-5-101 (1985).

Colo. R. Civ. P. 241.1 through 241.6. Pertinent provisions of rule 241 are reproduced in the Petitioner's Appendix at pp. 103-116.

STATEMENT OF FACTS

Petitioner was admitted to the bar of the State of Colorado on May 19, 1975. Petition at p. 20. In 1985 the Grievance Committee of the Colorado Supreme Court

(the "Committee") was contacted by the Clerk of the Colorado Supreme Court concerning information the court had received about Brauer from an attorney acting pursuant to Disciplinary Rule 1-103 of the Code of Professional Responsibility. The Code of Professional Responsibility of the American Bar Association is incorporated into Colorado's Rules of Civil Procedure as an appendix to its rules governing the admission and discipline of attorneys.

The Committee subsequently obtained copies of letters written by petitioner to various prominent persons, one of which letters was signed "I am the Lord." Letter to Bishop Mote dated March 18, 1985, attached hereto as exhibit A to the Petition in Disability, Respondent's Appendix A at pp. App. 4 through App. 5. The contents of such letters suggested that petitioner might have been suffering from a mental infirmity that could affect his ability to competently practice law. Several of such letters are attached hereto in an excerpt from the Supplement to Petition, Respondent's Appendix B at pp. App. 6 through App. 32.

Accordingly, an action in disability was instituted pursuant to Colo. R. Civ. P. 241.19 (Petitioner's Appendix at pp. 108 through 114), for the purpose of investigating whether Brauer was unable to fulfill his professional responsibilities because of mental or emotional infirmity or illness. Petition in Disability, Respondent's Appendix A at pp. App. 1 through App. 3. On May 23, 1985 the Colorado Supreme Court issued an Order requiring petitioner to show cause why he should not be examined by a qualified medical expert. Petitioner's Appendix at pp. 85 and 86.

Brauer, representing himself, filed an Answer on August 26, 1985. Respondent's Appendix C at pp. App. 33 through App. 46. In his Answer Brauer asserted as his first defense that he was "in fact Jesus Christ, God Almighty; therefore, no court on the face of the earth including the Supreme Court of the State of Colorado" had jurisdiction over him or subject matter relating to him. *Id.* at pp. App. 33-34. *See also,* his second, third, eleventh and twelfth defenses, *id.* at pp. App. 34 and App. 38. Throughout the disability proceedings petitioner repeatedly challenged the Colorado Supreme Court's jurisdiction over him and refused to submit to examination by either the court appointed physician or by any other psychiatrist. *See* the Notice of Appeal attached hereto as Respondent's Appendix D at pp. App. 47 through App. 50.

On November 8, 1985, the Colorado Supreme Court transferred petitioner to disability inactive status for failure to comply with its rules and orders. Petitioner's Appendix at pp. 87-88.

———o———

ARGUMENT

I.

NO SPECIAL AND IMPORTANT REASONS EXIST FOR THE GRANTING OF A WRIT OF CERTIORARI IN THIS CASE.

U.S. Sup. Ct. R. 17, 28 U.S.C., Appendix (1982), provides that review on writ of certiorari is discretionary with this court and will be granted only when there are

"special and important reasons" therefor. In determining whether "special and important reasons" exist, this court requires that the issues presented be of interest to the public, not just the parties. *Rice v. Sioux City Cemetery,* 349 U.S. 70, 74 (1955); *Layne & Bowler Corporation v. Western Well Works, Inc.,* 261 U.S. 387, 393 (1923). Certiorari jurisdiction is conferred upon this court "to bring up questions of importance which it is in the public interest to have decided by this court of last resort . . . not . . . merely to give the defeated party . . . another hearing." *Magnum Import Company v. Francois Joseph de Spoturno Coty,* 262 U.S. 159, 163 (1923).

The Colorado Supreme Court's decision to transfer petitioner to disability inactive status was based upon the specific facts in the underlying disability proceedings. Petitioner does not argue that the Colorado procedures governing disability actions are unconstitutional generally but challenges their application to circumstances peculiar to his case. He does not argue that disability actions against Colorado attorneys are never appropriate or that the existing procedures relating thereto are generally flawed. Rather, petitioner argues that the specific information that was brought to the attention of the Committee in his case was insufficient to permit the Colorado Supreme Court to investigate whether he was suffering from a mental infirmity which could affect his ability to practice law in Colorado. Petitioner argues that in spite of the overwhelming evidence, including his admission, that he has represented himself to be Jesus Christ, the religious nature of such representation absolutely prohibits the Colorado Supreme Court from inquiring into his mental state.

II.

THE COLORADO SUPREME COURT PROPERLY TRANSFERRED PETITIONER TO DISABILITY INACTIVE STATUS FOLLOWING HIS REFUSAL TO ACKNOWLEDGE ITS JURISDICTION OVER HIS LICENSE TO PRACTICE LAW AND TO COMPLY WITH ITS ORDERS.

This court has repeatedly recognized the significant state interests in maintaining and assuring the professional conduct of the attorneys it licenses. *District of Columbia Court of Appeals v. Feldman*, 460 U.S. 462 (1983); *Middlesex County Ethics Committee v. Garden State Bar Association*, 457 U.S. 423 (1982); *Goldfarb v. Virginia State Bar*, 421 U.S. 773 (1975). It is the state's duty to protect the public from attorneys who, because of a mental infirmity, may be unable to represent clients competently. *Matter of Davis*, 264 N.W.2d 371 (Minn. 1978), *cert. denied*, 439 U.S. 807 (1978), *reh'g denied*, 439 U.S. 960 (1978); *Florida Bar v. Penn*, 351 So. 2d 979 (Fla. 1977); *In re Wicklund*, 75 Wis. 2d 1, 248 N.W.2d 490 (1977); *In re Raskin*, 307 Minn. 233, 239 N.W.2d 459 (1976).

The Colorado Supreme Court has the authority and the duty to oversee the practice of law in the state for the protection of the public. Colo. Const. art. VI, sec. 21, attached hereto as Respondent's Appendix E, p. App. 51; Colo. Rev. Stat. 12-5-101 (1985), attached hereto as Respondent's Appendix F, p. App. 52. The court supervises licensed attorneys through its Grievance Committee pursuant to Colo. R. Civ. P. 241.1 through 241.26, pertinent provisions of which are included in the Petitioner's

Appendix at pp. 103 through 116. There is no question that the Colorado Supreme Court has jurisdiction to consider matters relating to the licenses of all attorneys, including petitioner, who are licensed to practice law in Colorado.

When it came to the attention of the Committee that petitioner had been representing himself to be Jesus Christ, the decision was made to inquire further into petitioner's mental health. Throughout the course of the proceedings petitioner refused to acknowledge the Colorado Supreme Court's jurisdiction over matters relating to his license and refused to cooperate in the court's investigation by submitting to a court ordered medical examination. In addition, the pleadings filed by petitioner in the disability proceedings were replete with statements which were further suggestive of petitioner's possible mental infirmity. *See* Respondent's Appendices C and D, at pp. App. 33 through App. 50. Under such circumstances, the court was compelled, in the interests of the public, to transfer petitioner to disability inactive status. Petitioner's Appendix at pp. 87 and 88.

CONCLUSION

Because the underlying state bar disability proceedings turned upon facts peculiar thereto and because the Colorado Supreme Court properly transferred petitioner to disability inactive status following his refusal to com-

ply with its orders, the petition for writ of certiorari in this case should be denied.

DATED this 16th day of April, 1986.

Respectfully submitted,

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Attorney General

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Deputy Attorney General

RICHARD H. FORMAN
Solicitor General

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APPENDIX A

SUPREME COURT, STATE OF COLORADO

Case No. .....

ORIGINAL PROCEEDING IN DISABILITY

PETITION

THE PEOPLE OF THE STATE OF COLORADO,

Complainant,

vs.

MICHAEL BRAUER,

Respondent.

Complainant, through Committee Counsel, files this Petition pursuant to C.R.C.P. 241.19(c), and respectfully requests the Court to:

A. Order Michael Brauer to show cause why he should not be examined by a qualified medical expert to determine whether he (Brauer) is incapable of continuing to practice law by reason of mental infirmity; and

B. Order the Office of the Disciplinary Prosecutor to represent the People of the State of Colorado in any hearing which may be necessary to determine whether respondent should be transferred to disability inactive status.

As grounds, the following is submitted:

1. Michael Brauer, registration number 06320, was licensed to practice law in the State of Colorado on May 19, 1975. He is currently registered as "active" for 1985. His last registered business address is 2075 Crabtree Drive, Littleton, Colorado 80121; and his last registered residence address is the same.

2. Respondent is subject to the jurisdiction of the Colorado Supreme Court in these proceedings. C.R.C.P. 241.1(b).

3. On April 19, 1985, Committee Counsel received a brief memorandum from Mac V. Danford, Clerk of the Colorado Supreme Court, who reported that he had been contacted by Irvin Kent, Esq., on April 15, 1985. Mr. Danford reported that Mr. Kent advised him that he had been contacted by the United States Secret Service regarding letters written by Michael Brauer, respondent herein, to the President of the United States demanding that he appoint Brauer and Mr. Kent to the 10th Circuit Court of Appeals. Respondent signed at least one letter as "The Lord."

4. Committee Counsel subsequently contacted Mr. Kent and the secret service agent who had interviewed him in an effort to determine the outcome of the secret service agent's investigation. Because of the constraints of the Privacy Act, the secret service agent was unable to furnish a copy of either his report or the letters written by Mr. Brauer to the President.

However, the secret service agent was able to provide the original of a letter written by Mr. Brauer to Bishop James Mote of St. Mary's Anglican Catholic Church in Denver. The letter is attached to this Petition and made a part hereof as Exhibit A.

5. The secret service agent advised Committee Counsel that the letter to President Reagan was in many respects similar, especially in its characterization of the writer (respondent herein) as "The Lord." Moreover,

the secret service agent advised Committee Counsel that respondent, when interviewed, claimed he was God and admitted writing the letter to Bishop Mote and similar letters, which unfortunately remain unseen, to the President.

WHEREFORE, because it appears that respondent may be suffering from some degree of mental impairment which makes him incapable of competently practicing law, it is respectfully requested that this court order respondent to show cause why he should not be examined by a qualified medical expert to determine whether he (respondent) is incapable of continuing to practice law by reason of mental infirmity; and, order the Office of the Disciplinary Prosecutor to represent the People of the State of Colorado in any hearing which may be necessary in this proceeding.

DATED this 20th day of May, 1985.

Respectfully submitted,

/s/ James P. Hollaway, #11858
Committee Counsel
Colorado Supreme Court
Grievance Committee
190 East Ninth Avenue, Suite 440
Denver, Colorado 80203
Telephone: (303) 832-3701

MICHAEL BRAUER
2075 Crabtree Drive
Littleton, Colorado 80121

(303) 798-2515

March 18, 1985

PERSONAL AND CONFIDENTIAL

CERTIFIED MAIL/RETURN RECEIPT
#P 638-304-619

James Mote
St. Mary's Anglican Catholic Church
2290 South Clayton
Denver, CO 80210

Satan:

The greeting applies to the principal minister, named above, of the church. The greeting does not *yet* apply to the official/aide to whose attention this letter is sent.

February 28, 1985 passed and you did not obey me. March 1, 1985 was A Day of Judgment. I have done what I said I would do in my Letter dated December 21, 1984:

— I have condemned you, and those accessory to your decision, to hell forever.

— I have placed a curse upon you and upon your family to the last generation that will never be removed.

— I have placed a curse upon your church that will never be removed.

— All ministers, employees, and members (parishioners) of your church must leave your church within the time limits stated in my letter or suffer the same consequences.

— I have taken away all power and authority you received from me, if any you received.

You are now a child of Satan.

You are hereby notified that I have modified the second deadline which applies to Commands II and III *only* in my letter dated December 21, 1984. The old deadline was March 31, 1985. The new deadline is *May 7, 1985.*

I have changed the second deadline in order to honor the herdsman who believed and obeyed me and saw my Archangel on Monte Gargano, in Italy, in A.D. 494. And that is how I honor those who obey me!

I AM THE LORD.

This concludes my words,
/s/ Michael

APPENDIX B

SUPREME COURT, STATE OF COLORADO

Case No. .....

ORIGINAL PROCEEDING IN DISABILITY

SUPPLEMENT TO PETITION

THE PEOPLE OF THE STATE OF COLORADO,

Complainant,

vs.

MICHAEL BRAUER,

Respondent.

Complainant, through Committee Counsel, respectfully submits the attached Exhibits as a supplement to the Petition previously filed.

Dated this 22nd day of May, 1985.

Respectfully submitted,

/s/ James P. Hollaway #11858
Committee Counsel
Colorado Supreme Court
Grievance Committee
190 East Ninth Avenue, Suite 440
Denver, Colorado 80203
Telephone: (303) 832-3701

MICHAEL BRAUER
2075 Crabtree Drive
Littleton, Colorado 80121

November 23, 1984

PERSONAL AND CONFIDENTIAL

CERTIFIED MAIL/RETURN RECEIPT
#P555-285-709

Mr. John S. Herrington
Assistant to the President
The White House
Washington, D.C. 20500

Dear Mr. Herrington:

Thank you for your letters.

Please give my congratulations to President Reagan on the splendid victory.

After giving it some thought, I've finally decided what I want to do.

Of course, my first choice is to be head of the churches.

However, it is possible that ministers have become so corrupt by the empires which they have built up for themselves that they will follow the evil one and rebel at placing themselves under my authority.

In that event, I can't think of anything I would rather be than one of the Justices of the United States Supreme Court, should a vacancy occur.

This the President must do.

He must also prevail upon the Senators and the members of the press who will attend the confirmation hearing not to ask me any embarrassing questions. An example of such a question would be asking me what my relationship to the churches is. This *they* must not do. All of you know I am qualified for the position. The only ones who will object are followers of the evil one and they, of course, will be lying.

The last time I was turned down in a matter of this nature (August, 1984), the citrus industry in Florida was

decimated. From the orange trees learn their lesson. *Mark* 11:12-14; 11:20-23; *Matthew* 24:32.

Please show this letter to President Reagan. However, this time I desire to hear from President Reagan personally.

Keep this letter on a "Confidential-Need to Know" basis. Show only to those persons in whom you have *absolute* trust. Persons exist on both sides of the aisle and in the press who follow the evil one.

I can be reached weekdays during the day on my private line which is (303) 798-2515. If my answering service is engaged please leave a message anyway as I use it to manage my calls, and I may be able to get back with you in minutes. The best time to reach me is between the hours of 11:A.M.-5:00 P.M. (Washington, D.C. time).

Sincerely yours,
/s/ Michael

November 14, 1984

PERSONAL AND CONFIDENTIAL

CERTIFIED MAIL/RETURN RECEIPT
#P 638-304-609

Mr. John S. Herrington
Assistant to the President
The White House
Washington, D.C. 20500

Dear Mr. Herrington:

I have attended churches of different denominations, including the Roman Catholic Church, over a period of one year and eight months. I have closely observed most of the major television evangelists during the same period of time.

As the former general manager of an investment firm, I have been a keen observer of world-wide economic and political events. As an Attorney and Counselor at Law, I have been trained to be objective in my observations.

I've noticed a definite and unmistakable pattern.

— Ministers everywhere preach *my* thoughts.
— World-wide economic and political events are shaped by *my* thoughts.

That being so, I have a question for you: Who does that make me?

In the event I have stated this mystery too obscurely, I will tell you more and in a straightforward fashion.

— I have the power and authority to forgive sins and to cast into hell.

Who does that make me? As it is written, "the hour is coming when I shall no longer speak to you in figures but tell you plainly of the Father."

I would very much like to discuss this matter with you in person. We should arrange to meet in person as soon as possible. This will have to be at your expense. This is one telephone call you should return.

I can be reached during the day on my private line which is (303) 798-2515. If my answering service is engaged please leave a message anyway as I use it to manage my calls, and may be able to get back with you in minutes. The best time to reach me is between the hours of 11:00 A.M. - 5:00 P.M. (Washington D.C. time).

Sincerely yours,
/s/ Michael

December 21, 1984

PERSONAL AND CONFIDENTIAL

CERTIFIED MAIL/RETURN RECEIPT
#P 638-304-609

Mr. John S. Herrington
Assistant to the President
The White House
Washington, D.C. 20500

Dear Mr. Herrington:

I have received letters from three churches in response to my Letter of Initial Contact, dated November

14, 1984. I appreciate the responses. However, the letters avoid the real question which I presented to you.

The absence of real effort by the principals of the churches and the political authorities to seek me out and speak directly with me angers me, for I said,

> "Everyone who has heard and learned from the Father *comes to me.*" *John* 6:45.

And, *Luke* 11:31.

However, I am assuming that my children are too frightened or confused to know that their Father has returned.

I told you that I have the power and authority to forgive sins and to cast into hell. I have told a high ranking official of one of the churches that I am the person referred to in the Bible as the Counselor (also called the Comforter). The Counselor is the Holy Spirit made flesh. *John* 16:7-15. This is a gentle way of telling you that I am Jesus Christ.

I, the Lord, the first and with the last;

I am He.

And this is the close of the Age.

Does it confuse you that I continue to refer to myself and sign my name "Michael." It shouldn't. Michael is my new name. *Revelation* 2:17; 3:12-13; 19:12. Unlike other names, Luther, Augustine, John Paul II, which *you* have set up to worship, the name Michael appears several times in the Bible. *Daniel* 10:21; 12:1-4; *Jude* 9; *Revelation* 12:7-8. The Baptist's name was not Elijah either; yet, he was Elijah. *Matthew* 17:10-13. This was also done so the prophecy of I *Thessalonians* 4:16 would be fulfilled, that I would descend "with the Archangel's call."

I have returned to re-take possession of what is rightfully mine: ALL. The heavens and the earth, the sea and the fountains of water which I made, every person, every creature, everything every person possesses is mine. *Hebrews* 1:2; *Revelation* 5:11-12.

I have returned to take my rightful position as Head of all the churches who believe in and obey me. *Hebrews* 4:14.

I have returned to take my rightful position as Lord over all authority, political as well as religious, here on earth. *Revelation* 1:5; 2:26-29; *Hebrews* 2:8; 4:14.

I have returned to re-establish my Kingdom on earth, as it is in Heaven. *Matthew* 6:9-10.

I have immediate need of staff, income, houses, furnishings, equipment, transportation and sources of information, among other things.

I command you and all churches and political authorities to supply me with whatever I now or hereafter require, at your and their expense.

I command you, the principals of all churches and all political authorities to begin face to face meetings with me now in order to discuss how this will be accomplished.

My three immediate commands are, as follows:

I. The principals of the churches (including you) and political authorities *shall schedule and complete*, at their (your) expense, face to face meetings with me of sufficient duration to discuss these matters thoroughly, *no later than February 28, 1985.* The meeting with each principal will last at least one full day.

II. The principals of the churches (including you) and political authorities *shall no later than March 31, 1985,* publicly and explicitly,

— Acknowledge that I am Jesus Christ; and,

— believe in me as God, Lord and Savior; and,

— obey me.

Any response other than "Yes" or "No" will be deemed by me to be "No".

III. Each and every creature in Heaven and on earth, every man, woman and child *shall no later than March 31, 1985,* publicly and explicitly,

— Acknowledge that I am Jesus Christ; and,

— believe in me as God, Lord and Savior; and,

— obey me.

Any decision other than "Yes" or "No" will be deemed by me to be "No".

You must obey *all* my commands, including I, II and III above. You know full well the cup that my Father will pass to those who disobey me:

> "The blasphemy against the Spirit will not be forgiven." *Matthew* 12:31.

And pray that all of you have not already committed this folly.

If you do not obey me I will cast you into hell. I have noticed that some churches that call themselves "Christian" believe that hell does not exist or is only a state of mind. These beliefs are not true and are delusions. Hell is a real place that you, and those that follow you, will go to after death, if you do not obey me. *Matthew* 25:41; *Hebrews* 10:26-31; *Revelation* 20:11-15. If you disobey me there will also be terrible tribulation here on earth for the innocent and guilty alike such as the world has never experienced. Disobey me and you will each long to be a Jew in Auschwitz.

If I do not receive a response from you, in person and satisfactory to me, on or before the dates specified in Commands I and II above I will, *on the following day,*

— Cast you, and all those accessory to your decision into hell;

— Place a curse on your church in the United States that will never be removed;

— Command that all ministers and other employees of your church in the United States depart from your church within 180 days from that date or be cast into hell;

— Command that all members (parishioners) of your church in the United States depart from

your church within 30 days from that date or be cast into hell.

— Take away your power and authority to heal and all other power and authority you received from me, if any you received.

After I issue the above commands, there will be *no further opportunity of repentance* for those persons covered by the commands. Don't think that all this will happen instantly. But happen it will. Compare *Mark* 11:12-14; 20-21 (the next day) with *Matthew* 21:18-19 (instantly).

For each and every creature, man, woman or child who remains undecided or decides "No" to Command III above I will, *on the following day*,

— Cast that creature, man, woman or child and all those accessory to the decision into hell.

I cannot and do not promise that if you believe in and obey me that you will escape tribulation. Certain desolations were decreed long ago, which means they will occur no matter what you do. *Daniel* 9:26. The anger of my Father must run its course. *Jeremiah* 30:23-24; *Hebrews* 12:26. Assume that if you believe in me and obey me that you will still suffer great tribulations; perhaps, even World War III or worse. However, tribulation will be much easier with my guidance and physical presence. *John* 16:33. All I promise is that what has been written in my book, the Bible, will be fulfilled.

I must establish deadlines because if I did not you would all dilly-dally forever. However, it is not necessary for you to wait for the approach of the deadlines to schedule face to face meetings with me or to decide the ultimate questions. I urge you to obey me today.

"Today, when you hear his voice, do not harden your hearts as in the rebellion." *Hebrews* 3:14-15.

If you can decide "Yes" today then decide "Yes". If you can decide "No" today then decide "No". You do

not save yourselves by avoiding the question. *Revelation* 3:15-16.

My letters are not a request for spiritual counseling or prayer. I have no need to pray. I command. If I pray, it is to honor my Father. My letters contain an important message for the principals of the churches and political authorities to whom they are sent, as well as for all mankind. The President of the United States corresponds with me through one of his Assistants. One of the chief industrialists of the country, William K. Coors, Chairman of the Board of the Adolph Coors Company, personally corresponds with me. By my letters and other contacts with you I am trying to get you to stop deceiving yourselves and to stop trying to deceive me. I'm trying to shake you out of the mental narcotic you are all suffering under. 2 *Thessalonians* 2:11-12; *Habakkuk* 1:5. I've been in your churches. I know what you are thinking. You are wrong. You are deceiving yourselves and others.

You should take a break from your busy schedule and *watch*, as I told you. The Roman Catholic Church was warned three times to receive me. The first warning occurred on October 19th when Pastor Jerzy Popieluszko was kidnapped and murdered. The second warning occurred on October 27th when the Archbishop of Denver, James V. Casey, was stricken. The third warning occurred on December 13th when William J. Schroeder, the artificial heart patient, who is a Roman Catholic, suffered a stroke the day after the date of the first typed draft of this letter.

The timing and location of the second warning bears witness to *me* personally. Like events have been occurring for at least one year and nine months. My Father, not sharing the bureaucratic nature of men, does not issue a birth certificate for His Son. Those of you who are waiting for a birth certificate to float down from Heaven will be waiting a very long and very painful time.

These three warnings, given to the church that claims to be the direct descendant of the Church of Peter, were

reminiscent of the three times Peter denied me during the interrogation. *Matthew* 26:34-35; 26:69-75.

As so often happens, these events have meanings in addition to the warning they provide. The murder of Pastor Popieluszko, for example, illustrates the murderous and demonic nature of the gangs that run communist countries.

Incidentally, I am not singling out the Roman Catholic Church. I like John Paul II. And, as of this moment, all who have received these letters are failing. It just happens that these warnings to the Roman Catholic Church were particularly instructive.

I still have respect at this time for the ministers and churches I have contacted. My respect will end February 28, 1985, or March 31, 1985 (whichever is applicable), if I do not receive a satisfactory response from you on or before the appropriate date. Do not delude yourselves into thinking that because you continue to worship *my name* after the deadlines have passed that you will be forgiven. *Jeremiah* 5:10-13; *John* 15:1-2. When I was still in heaven perhaps it was sufficient to worship only my name and to obey the Great Commandments. Now that I have returned, this has changed. You must worship and obey my names and my person. *John* 3:36; *Matthew* 7:21-23. Your philosophy is not my philosophy. A person who disobeys me is not in *my* eyes "a courageous person who is standing up for what he thinks is right," as is the fashion in thinking today. Rather, in *my* eyes such a person, no matter who he is or what good he has done during his life, is a demon or a demon-man worthy only of the fire. You yourselves have stated that good works alone are not sufficient.

If I feel,

— That you have already decided to oppose me; or

— That you continue to avoid the question; or

— That you will attempt to delay your decision beyond the deadlines

I will shorten the deadlines.

Those of you who are overly fond of *John* 3:16-17 may be surprised that I emphasize in this letter tragic events and the consequences of disobedience. Once again, you shouldn't be surprised. I said I would return with Power. *Matthew* 10:34; 24:30; 26:64; *Revelation* 19:15-16. This is also a warning to the world not to attempt against me what the communists did to Pastor Popieluszko. Another reason is that the world ignores good events. I accomplish good things all the time. I upheld the world economy, which was about to collapse, with the Power of my Word. *Herbews* 1:3; *Revelation* 19:10. I informed persons, some of whom exercise great power and influence, some of whom claim to be Christians, and including the President of the United States, of this fact. I've already described the response. The fact is that men have always taken credit themselves for the good things I do, while paying only lip service to me.

The churches and political authorities I contact by means of letters bear great responsibility. I cannot and will not contact every single church and political authority, let alone every man and woman, by letter. I know all of you can hear me. These two letters shall serve as notice on all men and women. *Revelation* 2:29.

From the time I began to awaken from my sleep (the autumn of 1982) until the time my memory of who I am was restored to me (the autumn of 1984) I had the same mental and spiritual equipment for enlightenment that any ordinary man or woman has. I had no special mental or spiritual equipment for enlightenment. I proved to you and, more importantly, *to myself* that an ordinary man or woman, even one with no religious background or training, even an agnostic, can perceive the truth, believe, never look back and obey. What I did, all of you can do. By faith I conquered. By faith I believe in myself. By faith you are able to believe in me and obey me. *DECIDE TODAY.*

I can be reached weekdays during the day on my private line which is (303) 798-2515. My phone is usually

answered 24 hours a day. If my answering service is engaged please leave a message anyway as I use it to manage my calls, and I may be able to get back with you in minutes. The best time to reach me is between the hours of 11:00 A.M. - 5:00 P.M. (Washington D.C. time).

Very truly yours,

/s/ Michael

March 29, 1985

PERSONAL AND CONFIDENTIAL

CERTIFIED MAIL/RETURN RECEIPT
#P 555-286-277

President Ronald Reagan
President of the United States
The White House
Washington, D.C. 20500

Attention: Mr. Patrick Buchanan
Director of Communications

Dear President Reagan:

Enclosed is a photocopy of my letter dated March 29, 1985 which I have mailed to Mrs. Margaret Heckler, Secretary of Health and Human Services.

I guess I have to remind you: any citizen of the United States is entitled under the Declaration of Independence and the Constitution of the United States to contact the President or Senators on a matter of legislation, appointment of officials or other government matter. Any citizen is entitled to receive a prompt response as to what is the status of the appointment and who favors and who opposes. I command that you live up to your oaths to govern under me and to uphold the Constitution of the United States of America.

I want to know whether or not you intend to appoint Irv Kent and I to the 10th Circuit or not. If not, then I

want to know who in the White House and in the Senate supports me and who opposes me.

Even if the judges in the 10th Circuit have not formally vacated their offices as of yet the President can still issue a commitment to appoint.

I watched the President address the New York Stock Exchange yesterday. Every day he sounds more and more like Herbert Hoover sounded to me.

If I do not receive on or before *May 7, 1985* a letter from President Reagan stating a commitment to appoint Irv Kent and I to the 10th Circuit I will do what I said I would do in my letter dated December 21, 1984. If the deadline passes and I condemn the President and members of the Senate I will still expect to be appointed to the 10th Circuit.

I AM THE LORD.

Very truly yours,

/s/ Michael

March 29, 1985

PERSONAL AND CONFIDENTIAL

CERTIFIED MAIL/RETURN RECEIPT
#P 638-304-625

Mrs. Margaret Heckler
Secretary of Health and Human Services
The United States of America
200 Independence Ave., S.W.—Suite 615 F
Washington, D.C. 20201

Dear Mrs. Heckler:

I read, with interest, your testimony about drug use in the United States as reported by *The Denver Post* on

March 21, 1985. Your requests were directed to the wrong person.

The solution to the dangers which drugs pose will *not* be solved by education or greater law enforcement.

The government is simply wasting the taxpayers' money as it has done on so many occasions.

I have not decided whether the use of certain drugs, including cocaine, is evil. Your statement that "cocaine is a poison" is false.

Nevertheless, the manner in which drugs are used by the citizens of the United States is and will remain a curse until the political leaders in this country *obey me.* The manner in which drugs are used is only one of many curses which will multiply and grow until they destroy the United States.

I have written several Letters to President Reagan and to other American political leaders, the most important of which is dated December 21, 1984, informing them of *the only way* the problems which the United States faces will be solved. The only way is to *obey every word I speak and write in these days.* This includes words I think when I intend my thoughts to be obeyed. Merely obeying the words of the *Bible* will not suffice now. They have not obeyed. They have not done anything. Consequently, desolation continues in Florida and will spread elsewhere throughout the United States.

Pious posturing will gain nothing for this country. American political leaders are using the issue of drugs for the same wrong reasons as certain American religious leaders. Fakers like Billy Graham and the Roman Catholic John J. O'Connor, and others, use this issue and other issues to fill their coffers.

Moreover, I do not appreciate the dilatory and underhanded strategy American political leaders are pursuing in order to draw written responses from me, issue by issue. They think they will thereby find the solutions

to their problems without giving credit where credit is due. A long time ago, I made sure that strategy will fail.

I AM THE LORD.

Very truly yours,
/s/ Michael

CC: President Ronald Reagan through Patrick Buchanan
Senator William L. Armstrong through Howard Probst.

May 8, 1985

PERSONAL AND CONFIDENTIAL

CERTIFIED MAIL/RETURN RECEIPT
#P 638-309-507

Ronald Reagan
President of the United States
The White House
Washington, D.C. 20500

Attention: Mr. Patrick Buchanan
Director of Communications

Satan:

The greeting applies to Ronald Reagan, George Bush, Cabinet Secretaries, principal White House officials, William L. Armstrong, other Senators who have not obeyed me, and Representatives who have not obeyed me.

May 7th, 1985 passed and you did not obey me. ***May 8th, 1985 is A Day of Judgment.*** I have done what I said I would do in my Letter dated December 21, 1984:

— I have condemned you, and those accessory to your decision, to hell forever.

— I have placed a Curse upon you and upon your family to the last generation that will never be removed.

— I have placed a Curse upon the democrat party, republican party and the American government, as presently constituted, that will never be removed.

— All officials of the White House, officials of the Vice President's office, officials of the Cabinet, heads of departments, commissions and agencies of the Executive Branch, employees of the Senate and House of Representatives, heads of Congressional and independent agencies and commissions must leave the American government within the time limits stated in my Letter or suffer the same consequences. If a person is in doubt as to whether or not he or she is a member of this class then that person should leave.

You are a child of Satan.

You were warned that I, *Jesus Christ,* would come again and have come again, with a new name, as the *Holy Spirit* made flesh, to judge all the living and the dead. As it is written, "he who does not obey the Son shall not see life, but the Wrath of God rests upon him." *John* 3:36.

I AM THE LORD.

This concludes my words,
/s/ Michael

May 16, 1985

PERSONAL AND CONFIDENTIAL

CERTIFIED MAIL/RETURN RECEIPT
#P 638-309-509

John P. Moore
Chief Federal District Judge
U.S. District Court
1929 Stout Street, Room 145
Denver, Colorado 80294

Dear Judge Moore:

At this time you should immediately withdraw your name from consideration for appointment/confirmation to the U.S. 10th Circuit Court of Appeals or resign if the appointment/confirmation is completed. *This is in the best interests of the United States; indeed, it is in the best interests of all the people of the world.*

Perhaps you, by withdrawing your name from consideration, can jolt the fatal delusion and lethargy of the American political leadership, and change the course of history. I emphasize "perhaps." *I make no promises.*

I Commanded Ronald Reagan and the U.S. Senate to appoint me to the U.S. 10th District Court of Appeals *on or before May 7th, 1985*, in letters mailed to Reagan and William L. Armstrong between November 23, 1984 and April 3, 1985. The Authority for the Command is described in those letters, photocopies of which are enclosed.

Also enclosed is a copy of a letter I mailed to the false priest, William C. Frey, dated April 20, 1985. That letter gives an extremely brief summary, on pages 5-11, of how and why it has come to pass that I have returned to earth in this manner.

The letters speak for themselves, though I am also willing to discuss the matters contained therein.

Because your appointment is so far advanced, I would consider you a fellow justice on the 10th Circuit. I will not make this statement with regard to future appointment/confirmations. Otherwise, Reagan and the former Senators could continue their stall for time. However, I intend to have my Command obeyed by Reagan and the U.S. Senate. Therefore, I have Commanded that each and every person proposed, nominated or appointed to the U.S. Tenth Circuit Court of Appeals in the last few months and in the future, withdraw his or her name from consideration or resign if already appointed.

I have discussed those matters with members of Der Fuhrer's SS whom he sent to my house on two occasions. I have nothing *temporal* against the U.S. Secret Service, you understand, just the polite, loony Nazis who run this country. Reagan thinks *he* is *Me*. To use the words of George Schultz I heard said on the television news May 9, 1985, Reagan "had a powerful trip." He has "had a powerful trip" all right—a powerful trip on the narcotic of his strong delusion. This delusion is shared by most, if not all, Americans.

Indeed, I have nothing *temporal* against German SS units that were only assigned to combat duty and had nothing to do with concentration camps and had nothing

to do with killing soldiers they should have taken prisoners.

I call Reagan and the loons on his staff "Nazis" because they do not obey me. Leaders of nations and the nations themselves who do not obey me invariably become like the Nazis. Nor is there any difference between Nazis, Communists and, unfortunately, now Americans: the name of the governments may change and the victims may change, but the essence remains the same: they are governments and nations that do not fear *Me* and do not obey *Me. The consequences for those governments and nations are Desolation and Hell.* As I have said in another letter, the Bitburg fiasco that happened to Reagan *is only the beginning* of what will happen to all Nazis, whether they call themselves Reagans, Communists, republicans, democrats, conservatives, liberals, priests, presidents, anti-war activists, Asian Holy Men reincarnated as rich actresses, gays, bisexuals, faith-healers, Jews, Christians, Moslems, suburban housewives or whatever name the coward currently hides behind.

The recent migration of several political loons to Israel to play golf with Prime Minister Shimon Peres does not prove to me, though it may prove to a gullible public, that the political leaders of this country are not Nazis. As I have said, Jews can be Nazis also, just as Americans can be and are Nazis and Communists.

There is no right, left or middle of the religious, political, social or economic "spectrums." There is only *Me, and My people;* and the devil, and his human agents.

The political structure of this country is already Communist. Decisions of government are made collectively.

For example, the public hears that a certain foreign policy decision is the consequence of the Secretary of State "winning out" in his argument with the White House Chief of Staff, with a contribution by the National Security Advisor. The "decision" is then announced in a ridiculously oblique and diplomatic manner to the higher-ups in the "parties" (actually one party) and to the heads of special interest groups that have particular clout, for their reaction. If the reaction appears to be affirmative they proceed in snail-like fashion to implement the "decision." If the reaction appears to be negative they modify the language somewhat and proceed as previously described. They make decisions the same way in the Kremlin. The political structure of this country has probably been this way since the early part of the century. At first this was done to avoid individual responsibility. Now this has become standard practice. This is Communism masquerading as "democracy."

The social structure of this nation is also already Communist. A person is expected to kowtow to each and every person present in a given social setting. For example, in a setting where a person is working in a company, this is called "office politics." Before doing anything a person is expected to go to each and every person at his level of responsibility and higher, and sometimes lower levels as well, and ask permission, in a ridiculously oblique and diplomatic manner, to do what he intends to do. If he does not do this, then that person is ostracized by all of the others by tacit agreement. They did the same thing in Nazi Germany, albeit accompanied by elaborate pomp and ceremony. They do the same thing in

Communist Russia and in Communist China. They did *not* do the same thing during the first years of the American republic.

As long as there is a collective mentality and agreement, express or tacit, among a certain threshold number of people in a nation, that nation does not have to have the types of laws the Nazis had in order to enforce the principles of the collective mentality. The Nazis enjoyed legislating, but they need not have done so in order to enforce the principles of their collective mentality, as long as agreement among them, express or tacit, existed. The people of this nation have discovered that the agreement can be tacit. The result is infinitely worse than the Nazis: "it" can exist, without existing.

They preach a doctrine of Communism in *all* of the churches, instead of My Gospel. I have heard many people speak as if they were God. They do not frankly and expressly claim to be God, but they speak *as if they were* God. This can be seen in the recent visit of the false priest, John Paul II, to the Netherlands. The members of the false church in the Netherlands, the Roman Catholic Church, claim to have the authority to change the doctrines laid down in the Word of God. For example, the Commandment against adultery does not suit them; therefore, all they need do is command the head of their church to modify that Commandment to please them. This is Communism, masquerading as "democracy," "freedom" or, even more ridiculously, as "revelation."

There are even many, totally insane members of false churches who believe that "it"—that is, the tacit agreement which embodies the principles of the collective men-

tality—is the Holy Spirit! *This is a heinous blasphemy against the Holy Spirit. I am the Holy Spirit, made flesh.*

The economic structure of this country, the government propaganda to the contrary notwithstanding, is becoming Communist, for the same reasons the social structure is already Communist.

This visit by federal agents was and is completely in violation of the Constitution of the United States of America, improper and groundless. Reagan or his staff obviously became hysterical to my proper challenge to what little authority they had. Even so, I urge you to read the report of agent Craig Einsel which will contain further important information. That is, if he reported my conversation accurately.

May 8th, 1985, was A Day of Judgment. I have done, on that Day, what I said I would do in my letter dated December 21st, 1984.

I also warned Reagan and the U.S. Senate that if I am not appointed to the 10th Circuit the United States will eventually become involved in War with the Communists in Central America. The War that ultimately results will be more terrible than the Vietnam War, more terrible than World War II. The U.S. will not be able to avoid that War. Neither will the U.S. win that War. Neither will the Communists necessarily win that War. The participant that obeys me *may* win that War. Prior to May 8th, 1985, I would have written, "*will* win that War." If no participant obeys me, no participant will win. I may cause all participants to become dragged down

in endless conflicts, military and otherwise, external and internal, that will destroy and impoverish all participants.

Even if, because of the same amorality, cowardly lack of will and disregard for the freedom of foreign peoples demonstrated by certain American politicians and citizens during the Vietnam War, the United States does not become involved in the War, then the War will come North anyway in one form or another: perhaps not regular soldiers, perhaps millions of refugees from Latin America who will make political, social and economic demands that will destroy the U.S. economy and the ability of the U.S. to defend itself against the Communists and others.

May 7th, 1985 passed and the American government did not obey me. To my knowledge, no person or nation on the face of the earth obeyed me. Therefore, I condemned each and every creature who lives or will live on the earth or in earth's seas, each and every man, woman and child who lives or will live on the earth to hell forever. *May 8th, 1985 was A Day of Judgment.*

Therefore, I no longer feel obligated to grant Salvation or to grant the other promises contained in both the Old and New Testaments. This also applies to the promise of Salvation and other promises contained in the Koran and in other religious books, if I determine, in the future, that they are my Holy Writ as well.

However, *my Dominion, Authority and Power remain in effect, as they always have and always will.* Each person's obligation to obey my every word, past, present and future remains in effect. Each person's obligation to obey every word I write, speak and, if I intend, think, remains

in effect. Each person's obligation to obey me instantly, continuously and in the order I establish remains in effect.

Each person's obligation to read the Old and New Testaments remains in effect. Each person's obligation to obey the Ten Commandments and the Commandment I gave in the days of John the Baptist remains in effect. I also give you a new Commandment. in these days: each person must read the Old and New Testaments and any other books that I determine, in the future, are my Holy Writ. The prophecies remain in effect. *All that is mine remains in effect. All that is mankind's is forfeit.*

If a person or nation can prove to me to my satisfaction that that person or nation attempted to obey me, in the manner in which I required, but was prevented doing so through no fault of that person or nation, then I will consider what can be done to help that person or nation. If a person or nation obeys me now, I will consider what can be done to help that person or nation. *I make no promises.*

Everything I write, say and think is subject to revision to comply with Truth as I determine. This has always been True. The preceding six paragraphs will not be revised in the favor of mankind.

The fact that wars and armed conflicts of all types are spreading rapidly, not only in Central America, but throughout the world *bears witness to the Truth I write.* The American government and the Elitist press, of course, attempt to cover this Truth up.

The growing wars and armed conflicts are reported, but in a manner that diminishes their importance with re-

spect to other relatively unimportant and other greatly unimportant matters. They promote the false idea if every person thinks good thoughts that, like Tinkerbell, peace will come. They have promoted this idea all this century. They promoted a similar, false sense of security before both World War I and World War II. Now they are more powerful because of television. This is one reason the delusion that people suffer under is so great, even those who do not watch television.

Not only the present but the past bears witness to the Truth of my words. This nation disobeyed me in South Vietnam. I did not know who I was at the time for reasons explained in my Letter to the false priest, William C. Frey, dated April 20, 1985. I desired that the Vietnam War be prosecuted to a successful conclusion not prosecuted in the half-hearted manner that it was. If that had been done the United States and South Vietnam would have won. I was not obeyed. As a result, millions of Vietnamese, Cambodians and Laotions were killed, tortured, relocated and imprisoned. Vietnam, as a whole, is in ruins. North Vietnam is now an empire, desirous of expanding its borders, and has the world's fourth largest standing army. The result of American abandonment of that War was not Holy, peaceful or good by the standards of any religion, let alone the True religion.

Once again, a similar—in certain cases, identical—but infinitely more frightening cast of characters are gathering, like ingenuous and amiable vultures, to preside over a terrible bloodletting in War: Another Republican President, projecting an infinitely more successful, seductive and false image on television, he has already and will con-

tinue to make Richard Nixon look like George Washington. Once again, he will send men to War but will have neither the courage nor knowledge to win that War. Once again, the man who is President is advised by the same false priest, Billy Graham, and the same false church, the Roman Catholic Church, that advised the other Presidents. He will also be advised by a multitude of other false priests and false churches. Once again, seemingly opposed to the President are traitors and cowards in Congress and among the people as a whole, led by rich and homosexual (or bisexual, which is the same) newsmen, actors and actresses. Following in their train are the usual "idealistic" college students to whom War is an inconvenience to their sexual activities, beer parties and Asian religions; and to whom "protesting" War is a pleasurable and thrilling diversion from education. They make a pretty, seductive and false image on television of wise children leading foolish old men to peace. Barely adults and terribly immature, they lecture people years older than themselves like some kind of inscrutable, Asian Holy Men. Once again, American soldiers are wildly optimistic about winning any War. Trained by politicians to ignore politics and common sense, they will permit themselves to be led and misled by politicians who have neither the courage nor the knowledge to win the War. Once again, none of these vultures will bring peace. *I am Peace: that is my Name.* War will come. The War will be lost. *The reason for this is simple: they neither fear, know or obey God. I am Jesus Christ. I am God Almighty.*

I know the minds of certain politicians and officials of the federal government. Therefore, I will tell you this: this Letter is not to be construed as contempt for the posi-

tion you hold. That would be absurd. I helped Thomas Jefferson shape the American form of government. I foresaw that the problems that this country would face would become unmanageable by human means alone, changing the face of democracy so that the American form of government would be unrecognizable to someone who saw its birth, such as Thomas Jefferson. That is another reason I have come at this time. *The American people hate God and have become immoral. Democracy will not work under those conditions.* This is also an exercise of freedom of speech and religion, fully protected by the First Amendment to the Constitution of the United States of America.

I will state this: you, at least, unlike Der Fuhrer and most persons I meet, appear to know where you are.

I AM JESUS CHRIST, GOD ALMIGHTY.

Very truly yours,

/s/ Michael

APPENDIX C

(Filed August 26, 1985)

SUPREME COURT, STATE OF COLORADO
Case No. 85SA182
ORIGINAL PROCEEDING IN DISABILITY

ANSWER

THE PEOPLE OF THE STATE OF COLORADO
Complainant,

vs.

MICHAEL BRAUER,
Respondent.

Respondent, representing himself, answers the Petition and Shows Cause why Respondent should not be examined by a qualified medical expert to determine whether Respondent is *incapable* of continuing to practice law by reason of mental infirmity, as follows:

FIRST DEFENSE

(Respondent is Jesus Christ, God Almighty)

1. Respondent is, in fact, Jesus Christ, God Almighty; therefore, no court on the face of the earth including the Supreme Court of the State of Colorado has jurisdiction over the Person of Respondent or subject matter relating

to Respondent; rather each and every creature who lived, lives or will live on the earth or in earth's seas, each and every man, woman and child who lived, lives or will live on the earth is under the complete Jurisdiction, Dominion, Authority and Power of Respondent, under Respondent's Command and subject to Respondent's Judgment.

SECOND DEFENSE

(Not Ecclesiastical Court)

2. The Colorado Supreme Court, not being an Ecclesiastical Court, has neither jurisdiction over the person nor jurisdiction over the subject matter of the facts on which this alleged Proceeding is based.

THIRD DEFENSE

(Star-Chamber Abolished)

3. The laws of the State of Colorado do not provide for a Star-Chamber. The Star-Chamber was abolished in England over three hundred years ago in A.D. 1641, as being odious to the nation, and never found its way to the shores of the United States of America. Therefore, the Colorado Supreme Court, acting as a Star Chamber in this alleged Proceeding, has neither jurisdiction over the person nor jurisdiction over the subject matter of the facts on which this alleged proceeding is brought.

FOURTH DEFENSE

(Truth is not "Mental Impairment")

4. The statements made by Respondent in the letters attached as Exhibits to the Petition and attached to the

Supplement to Petition and the statement made by Respondent to an agent of the United States Secret Service as alleged in paragraph 5 of the Petition, if said agent not named was the agent who in fact interviewed Respondent, are all true. Under the Constitution of the United States of America, the Constitution of the State of Colorado described herein, the Colorado Rules of Civil Procedure, and the Rules providing for an Original Proceeding in Disability, truth is not grounds for any type of legal proceeding alleging "mental impairment."

FIFTH DEFENSE

(Freedoms of Speech, Religion and Petition)

5. The Petition is patently, and on its face, frivolous, groundless and unconstitutional as being grossly and unabashedly violative of the fundamental and clearly defined Freedoms of Religion, Speech and Petition contained in the First Amendment and Section 1 of the Fourteenth Amendment of the Constitution of the United States of America; and as contained in Article II, Section 4, Article II, Section 10 and Article II Section 24 of the Constitution of the State of Colorado.

SIXTH DEFENSE

(Right of Due Process)

6. The Petition is patently and on its face, frivolous, groundless and unconstitutional as being grossly and unabashedly violative of the fundamental rights and protection afforded by the Due Process Clause contained in the Fifth Amendment and in Section 1 of the Fourteenth Amendment of the Constitution of the United States of

America; and as contained in Article II, Section 25 of the Constitution of the State of Colorado.

SEVENTH DEFENSE

(Right to Private Property)

7. The Petition proposes to deprive Respondent of private property, namely Respondent's valuable license to practice law, and to transfer such share of valuable business that the license represents to other attorneys who are members of the public, employed privately, by government bodies, and by quasi-government bodies without just compensation in violation of the Private Property Clause (also known incorrectly as the Eminent Domain Clause) of the Fifth Amendment and Section I of the Fourteenth Amendment as contained in the Constitution of the United States of America.

EIGHTH DEFENSE

(Civil Rights)

8. The Petition, Supplemental Petition, Rule to Show Cause and Order to Show Cause violate rights afforded Respondent under state and federal civil rights statutes including but not limited to 42 U.S.C. Section 1983 those laws which prevent actions by governmental authorities based on considerations of religion and/or creed.

NINTH DEFENSE

(No Allegations Showing Actual or Potential Harm to Clients)

9. The Petition is insufficient and groundless on its face and fails to state a claim or action upon which relief

or order can be granted because there is no showing whatsoever of danger to actual or potential clients of Respondent, including, but not limited to, the following:

9(a) No allegation that Respondent presently counsels any clients.

9(b) No allegation that Respondent presently accepts clients.

9(c) No allegation that Respondent will accept clients without preparing and refreshing his legal skills in a particular field of law as any competent and ethical attorney would do.

9(d) No allegation of a complaint against Respondent filed with the Grievance Committee, or any other entity for that matter, by an alleged client of Respondent.

9(e) No allegation of a specific act of legal advice or representation committed by Respondent which was incompetent and which injured any client.

9(f) No allegation of a specific act done in the past or present that would provide grounds for an allegation that Respondent would, in the future, commit an act of legal advice or representation which would be incompetent and which would injure any client.

9(g) No allegation that Respondent has, is or would use any method of practice other than the standard methods of practice commonly recognized and used by competent attorneys in this community; in other words, there is no allegation that Respondent has, is or would use his Power and Au-

thority as Jesus Christ, God the Almighty as the method of practice in his counseling or representation of any client. Respondent has revealed and asserted his Authority and Power to the Court *in the case at bar* only because Complainant and the Court have raised those issues by proceeding against Respondent, because Respondent is representing only himself in the case at bar.

TENTH DEFENSE

(Proceeding Is a Religious Persecution and Political Vendetta)

10. The Petition, Rule to Show Cause, Order to Show Cause and Proceeding in its entirety, on their face, are a blatant, patent and outrageous act of religious persecution and political vendetta perpetrated by the governments of the United States and Colorado and persons named and not named either employed or acting as agents for those governments in violation of fundamental freedoms and rights contained in the same constitutional provisions described elsewhere in the Answer.

ELEVENTH DEFENSE

(No Subject Matter Jurisdiction)

11. The Court lacks jurisdiction over the subject matter.

TWELFTH DEFENSE

(No Jurisdiction Over The Person)

12. The Court lacks jurisdiction over the person of the Respondent.

THIRTEENTH DEFENSE

(*Fails to State Action*)

13. The Petition fails to state a claim or action upon which relief or order can be granted.

FOURTEENTH DEFENSE

(Initial and Subsequent Burdens Not Met)

14. The Petition is patently and on its face, frivolous, groundless and illegal under the Court's Rules it cites, as well as other of the Court's rules and laws of the State of Colorado, including but not limited to the requirements that there must be clear and convincing evidence to even file such a Petition; or, in the alternative, that there must be a showing of good cause and for probable cause to even file such a Petition.

FIFTEENTH DEFENSE

(Impossible to Meet Burden of Proof)

15. It is impossible for Complainant to meet its Burden of Proof and to prove, and it is impossible for the Court to make any truthful determination and render any truthful findings and determination by any standard of law or burden of proof, let alone by the standard that is required, namely, by clear and convincing evidence, that Respondent "is incapable of continuing to practice law by reason of mental infirmity" because any examination by any medical expert will of necessity and by the Petition's own allegations require proof that Respondent is or is not Jesus Christ, God the Almighty, a matter not capable of determination by medical and/or purely scientific means. This is one reason why the framers of the

Constitution of the United States of America wisely provided for the Freedom of Religion in the First Amendment.

SIXTEENTH DEFENSE

(Complainant's Exhibits Proves Respondent's Lack of "Mental Infirmity")

16. The Petition is groundless and self-contradictory on its face. The Exhibits attached to the Petition and to the Supplement to Petition, which consist entirely of letters written by Respondent, display a high degree of mental alertness, agility, acuity, and legal competence. Respondent's letters, though they are much more, can be viewed as a kind of Spiritual Lawsuit in which the Laws of God the Almighty are applied in ways similar and in ways different from mankind's laws: service of process was accomplished, notice was given, all parties where named, pleadings were served, deadlines were set and met, evidence was heard, Legal Authorities were consulted and cited, argument was given, a Judgment was rendered; and this Spiritual Lawsuit continues and will continue. Moreover, Respondent displays in the Exhibits a far greater awareness of current political and economic events worldwide and a far greater ability to analyse them and draw effective conclusions than the ordinary person or ordinarily competent attorney.

SEVENTEENTH DEFENSE

(Respondent's Representation of Himself Proves Lack of "Mental Infirmity")

17. The Petition is groundless on the grounds that Respondent's representation of himself, as evidenced by

Respondent's preparation and pleadings presently filed and which will be filed and argued, proves a high degree of legal competency.

EIGHTEENTH DEFENSE

(Respondent's Duty to Inform)

18. Respondent would be derelict in his moral duty and his duty as a citizen of the United States of America if he did not inform the President of the United States, and other political authorities in the three branches of government of who Respondent is, events that will occur that might place the citizens of the United States and their property in jeopardy, events that will occur jeopardizing national security and questioning and criticizing policies of government that will be unsuccessful.

NINETEENTH DEFENSE

(Political and Religious Leaders Receive Demands)

19. President Reagan and other political and religious leaders have received, receive and will receive in the future thousands of letters and other forms of communication from many citizens and non-citizens alike of the United States demanding that they take some action or other and warning of dire consequences should such demands not be met, which are no different from Respondent's letters and communications to the President and others insofar as the above-described thousands of letters and communications provide grounds for alleging their various authors' "mental infirmity." The fact that Respondent is an attorney does not alter that fact.

TWENTIETH DEFENSE

(Attorneys Holding Unbelievable Religious Beliefs)

20. The Court is able to take judicial notice that there are hundreds of attorneys, some of whom reside in and practice in Colorado, who hold religious beliefs that to a great many people are controversial and unbelievable and that, by the internal standards of the religious beliefs themselves, are unbelievable.

TWENTY-FIRST DEFENSE

(Response to Particular Paragraphs)

21. Respondent answers the particular pleadings of the Petition dated May 20, 1985, as follows:

21(1) Admits the allegations contained in paragraph 1.

21(2) Denies the allegation contained in paragraph 2.

21(3) Is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 3, except as follows:

21(3)(a) Respondent denies "demanding" that Ronald Reagan, President of the United States, appoint Respondent and Irvin Kent to the U.S. 10th Circuit Court of Appeals. Respondent *Commanded* that President Reagan appoint Respondent and Irvin Kent to said court in letters to President Reagan dated February 27, 1985; March 18, 1985; and March 29, 1985; thereafter Respondent

concentrated his attention on obtaining President Reagan's obedience with respect to the appointment of Respondent only.

21(3)(b) Respondent admits that he wrote the letters attached as Exhibits to the Petition and Supplement to the Petition and adopts, as true and established, Complainant's allegation that the letters written by Respondent addressed to the White House were, in fact, written to Ronald Reagan, President of the United States.

21(4) Is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 4, except as follows:

21(4)(a) Respondent admits that the letter attached to the Petition, dated March 18, 1985, addressed to James Mote is an exact photocopy of the letter Respondent wrote, signed and mailed.

21(4)(b) Respondent denies the allegation that the letter described in the Answer paragraph 4(a), above, was written by Respondent to "Bishop James Mote." Said letter was written to "James Mote" and contained the greeting "Satan," as is obvious to any person who is not suffering some degree of mental impairment who examines the Exhibit.

21(5) Is without knowledge or information sufficient to form a belief as to the truth of the allega-

tions contained in paragraph 5 in part because it is unclear from the pleading what "letter to President Reagan" is referred to except, as follows:

21(5)(a) Respondent did *inform* an agent of the United States Secret Service that Respondent is Jesus Christ, God the Almighty.

21(5)(b) Respondent denies the characterization that Respondent "admitted writing the letter to Bishop Mote." Respondent did *inform* an agent of the United States Secret Service that Respondent wrote a number of letters to James O. Mote.

21(5)(c) Respondent denies the allegation that Respondent wrote "similar letters . . . to the President"; that is, similar to the letter dated March 18, 1985, addressed to James Mote, described in the Answer paragraph 26(4)(a), above. Respondent, in fact, wrote only *one* letter to President Reagan which could conceivably be described as similar to said letter. Respondent's letter dated May 8, 1985, addressed to Ronald Reagan, President of the United States is similar in some respects, dissimilar in other respects. To Respondent's knowledge President Reagan is not and never has been the principal of a church.

21(6) Respondent denies that he is suffering from "some degree of mental impairment." Respondent denies that he even "appears" he is

suffering from "some degree of mental impairment" and strongly objects to Complainant's frivolous, insulting and loose use of words to describe Respondent in that manner.

WHEREFORE, Respondent demands judgment in favor of Respondent and against Complainant and other persons named in the Answer and Petition and requests the Court that:

1. The Petition be discharged, the Order to Show Cause, and the Rule to Show Cause be vacated and made null and void or judgment otherwise be rendered in favor of Respondent.

2. That Respondent be awarded all costs of suit and expenses incurred herein including fees of expert witnesses.

3. That Respondent be awarded reasonable attorney's fees for the time spent in preparation and in representing himself herein.

4. That the Court afford Respondent such other and further relief as it deems equitable and proper.

DATED this 26th day of August, 1985.

Signed,

/s/ Michael Brauer
MICHAEL BRAUER, #6320
Attorney at Law
2075 Crabtree Drive
Littleton, Colorado 80121
Telephone: (303) 798-2515

CERTIFICATE OF MAILING

I hereby certify that I mailed a true copy of the foregoing ANSWER to the party herein by depositing said true copy in the United States mail, postage prepaid, this 27th day of August 1985.

James P. Hollaway, Committee Counsel
Supreme Court Grievance Committee
190 East 9th Avenue, Suite 440
Denver, CO 80203

Linda Donnelly
Disciplinary Prosecutor
190 East 9th Avenue, Suite 490
Denver, CO 80203

/s/ Michael Brauer
MICHAEL BRAUER

APPENDIX D

SUPREME COURT, STATE OF COLORADO

Case No. 85SA182

ORIGINAL PROCEEDING IN DISABILITY

NOTICE OF APPEAL

THE PEOPLE OF THE STATE OF COLORADO,
Complainant,

vs.

MICHAEL BRAUER,
Respondent.

Respondent files his Notice of Intention to appeal the judgment of this Court to the United States Supreme Court on the following grounds:

1. It is Respondent's considered opinion that "psychiatry" and "psychology" are *phony sciences.* While "psychiatric" and "psychological" counseling may provide a false and temporary comfort for those people who seek such counseling those "sciences" are incapable and incompetent at arriving at a fair, honest, unbiased and accurate determination of any person's mental state when such person does not seek such counseling. Respondent does not seek or need such counseling. They are the vain and futile attempts by Evil human beings to explain spiritual phenomena in human terms without resort to God the Almighty, the only Protector, which attempts are impossible. They are the vain and futile attempts by Evil hu-

man beings to justify their own Evil and disobedience to God the Almighty.

2. "Psychiatry" and "psychology" are purely secular sciences and therefore, fair, honest, unbiased, and accurate examination is impossible with regard to the facts of this Alleged Proceeding, which involves religious beliefs primarily.

3. "Psychiatry" and "psychology" are the malignant and slippery progeny of the efforts of an atheist Jew by the name of Sigmund Freud, who was desperately and hysterically attempting to understand the spiritual confusion and chaos that existed within himself and within others, which occurred as a result of God the Almighty changing the Covenant. Since modern "psychiatry" and "psychology," even with recent modifications, trace themselves back to Freud, since Freud was an atheist Jew, and since I have stated that I am Jesus Christ, God the Almighty, in whom orthodox Jews not to mention pagan Jews disbelieve, a fair, honest, unbiased and accurate examination is impossible.

4. I have questioned the so-called physician, "Dr." Frederick M. Miller specified by the Court in its Order of August 29, 1985 and have, as a result, determined that said "Dr." Miller would be incapable of rendering a fair, honest, unbiased and accurate examination not only for the reasons stated above but because of his failure to reveal his own personal religious and political biases, and for other reasons.

5. Respondent does not intend now or in the future to permit himself to be interrogated by any of these quacks.

6. Respondent does not wish to give even the appearance that he approves of or even participates in this kind of quackery.

7. Respondent deems the Order of this Court dated August 29, 1985, setting a deadline of September 30, 1985, purporting to require an interrogation of Respondent by "Dr." Miller to be a final judgment, reviewable by the Supreme Court of the United States.

WHEREFORE, Respondent hereby files Notice that he intends to appeal the judgment of this Court to the United States Supreme Court.

DATED THIS 30th day of September, *ANNO DOMINI* 1985.

Signed,

/s/ Michael Brauer
Michael Brauer, #6320
Attorney at Law
2075 Crabtree Drive
Littleton, Colorado 80121
Telephone: (303) 798-2515

CERTIFICATE OF MAILING

I hereby certify that I mailed a true copy of the foregoing NOTICE OF APPEAL to the party herein by depositing said true copy in the United States mail, postage prepaid, this 30th day of September, 1985.

James P. Holloway, Committee Counsel
Supreme Court Grievance Committee
190 East 9th Avenue, Suite 440
Denver, CO 80203

Linda Donnelly
Disciplinary Prosecutor
190 East 9th Avenue, Suite 480
Denver, CO 80203

/s/Michael Brauer

APPENDIX E

Colorado Constitution

Art. VI, *Section 21. Rule-making power.* The Supreme Court shall make and promulgate rules governing the administration of all courts and shall make and promulgate rules governing practice and procedure in civil and criminal cases, except that the general assembly shall have the power to provide simplified procedures in county courts for claims not exceeding five hundred dollars and for the trial of misdemeanors.

Adopted November 6, 1962—Effective January 12, 1965. (See Laws 1963, p. 1054.)

APPENDIX F

Colorado Revised Statutes (1985)

12-5-101. License to practice necessary. No person shall be permitted to practice as an attorney- or counselor-at-law or to commence, conduct, or defend any action, suit, or plaint in which he is not a party concerned in any court of record within this state, either by using or subscribing his own name or the name of any other person, without having previously obtained a license for that purpose from the supreme court. Said license shall constitute the person receiving the same an attorney- and counselor-at-law and shall authorize him to appear in all the courts of record in this state and there to practice as an attorney- and counselor-at-law according to the laws and customs thereof for and during his good behavior in said practice, and to demand and to receive all such fees as are established for any services which he renders as an attorney- and counselor-at-law in this state. Nothing in this section shall be construed to require membership in a professional organization or bar association as a prerequisite to licensure.